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**BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

9 In the Matter of the Accusation Against:

Case No. 2012-553

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11 **RONAULI SIMATUPANG**
12 **Jl Krukah Pasar No. 9**
13 **Surabaya Jawa Timur,**
14 **Indonesia 60245**

DEFAULT DECISION AND ORDER

[Gov. Code, §11520]

15 **Registered Nurse License No. 678798**

16 Respondent.

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18 **FINDINGS OF FACT**

19 1. On or about March 16, 2012, Complainant Louise R. Bailey, M.Ed., RN, in her
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department
21 of Consumer Affairs, filed Accusation No. 2012-553 against Ronauli Simatupang ("Respondent")
22 before the Board of Registered Nursing. (Accusation attached as Exhibit A.)

23 2. On or about May 5, 2006, the Board of Registered Nursing ("Board") issued
24 Registered Nurse License No. 678798 to Respondent. The Registered Nurse License expired on
25 April 30, 2010, and has not been renewed.

26 3. On or about March 16, 2012, Respondent was served by Certified and First Class
27 Mail copies of Accusation No. 2012-553, Statement to Respondent, Notice of Defense, Request
28 for Discovery, and Discovery Statutes (Government Code sections 11507.5, 11507.6, and

1 11507.7) at Respondent's address of record which, pursuant to California Code of Regulations,
2 title 16, section 1409.1, is required to be reported and maintained with the Board. Respondent's
3 address of record was and is:

4 Jl Krukah Pasar No. 9
5 Surabaya Jawa Timur,
6 Indonesia 60245.

7 4. Service of the Accusation was effective as a matter of law under the provisions of
8 Government Code section 11505, subdivision (c) and/or Business & Professions Code section
9 124.

10 5. Government Code section 11506 states, in pertinent part:

11 (c) The respondent shall be entitled to a hearing on the merits if the respondent
12 files a notice of defense, and the notice shall be deemed a specific denial of all parts
13 of the accusation not expressly admitted. Failure to file a notice of defense shall
14 constitute a waiver of respondent's right to a hearing, but the agency in its discretion
15 may nevertheless grant a hearing.

16 6. Respondent failed to file a Notice of Defense within 15 days after service upon her of
17 the Accusation, and therefore waived her right to a hearing on the merits of Accusation No. 2012-
18 553.

19 7. California Government Code section 11520 states, in pertinent part:

20 (a) If the respondent either fails to file a notice of defense or to appear at the
21 hearing, the agency may take action based upon the respondent's express admissions
22 or upon other evidence and affidavits may be used as evidence without any notice to
23 respondent.

24 8. Pursuant to its authority under Government Code section 11520, the Board finds
25 Respondent is in default. The Board will take action without further hearing and, based on the
26 relevant evidence contained in the Default Decision Evidence Packet in this matter, as well as
27 taking official notice of all the investigatory reports, exhibits and statements contained therein on
28 file at the Board's offices regarding the allegations contained in Accusation No. 2012-553, finds
that the charges and allegations in Accusation No. 2012-553, are separately and severally, found
to be true and correct by clear and convincing evidence.

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1 9. Taking official notice of its own internal records, pursuant to Business and
2 Professions Code section 125.3, it is hereby determined that the reasonable costs for Investigation
3 and Enforcement is \$4,088.75 as of May 22, 2012.

4 **DETERMINATION OF ISSUES**

5 1. Based on the foregoing findings of fact, Respondent Ronauli Simatupang has
6 subjected her Registered Nurse License No. 678798 to discipline.

7 2. The agency has jurisdiction to adjudicate this case by default.

8 3. The Board of Registered Nursing is authorized to revoke Respondent's Registered
9 Nurse License based upon the following violations alleged in the Accusation which are supported
10 by the evidence contained in the Default Decision Evidence Packet in this case.:

11 a. Respondent is subject to disciplinary action under Code section 2761, subdivision (b),
12 in that she submitted a graduation certificate and college transcripts to the Board representing that
13 she had obtained her nursing diploma from Universitas Advent Indonesia, Bandung, Indonesia
14 (School of Nursing). In fact, the graduation certificate and transcripts were fraudulently prepared
15 and Respondent never attended and never obtained a diploma from Universitas Advent Indonesia,
16 Bandung, Indonesia (School of Nursing).

17 b. Respondent is subject to disciplinary action under Code section 2761, subdivision (e),
18 in that she represented to the Board that she obtained her nursing diploma from Universitas
19 Advent Indonesia, Bandung, Indonesia (School of Nursing), when in fact, she had not, as further
20 described in paragraph 3(a), above.

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ORDER

IT IS SO ORDERED that Registered Nurse License No. 678798, heretofore issued to Respondent Ronauli-Simatupang, is revoked.

Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

This Decision shall become effective on OCTOBER 12, 2012.

It is so ORDERED SEPTEMBER 14, 2012

Raymond Thallie

FOR THE BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS

Attachment:
Exhibit A: Accusation

DOJ Matter ID: LA2010601263
51136217.DOC

Exhibit A

Accusation

1 KAMALA D. HARRIS
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 ALVARO MEJIA
Deputy Attorney General
4 State Bar No. 216956
300 So. Spring Street, Suite 1702
5 Los Angeles, CA 90013
Telephone: (213) 897-0083
6 Facsimile: (213) 897-2804
Attorneys for Complainant
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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. 2012-553

12 **RONAULI SIMATUPANG**
13 **Jl Krukah Pasar No. 9**
Surabaya Jawa Timur, Indonesia 60245

A C C U S A T I O N

14 **Registered Nurse License No. 678798**

15 Respondent.
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18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her
21 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),
22 Department of Consumer Affairs.

23 2. On or about May 5, 2006, the Board issued Registered Nurse License No. 678798 to
24 Ronauli Simatupang ("Respondent"). The Registered Nurse License was in full force and effect
25 at all times relevant to the charges brought herein. The license expired on April 30, 2010 and has
26 not been renewed.

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1 **REGULATORY PROVISIONS**

2 7. California Code of Regulations, title 16, section 1444 states, in pertinent part:

3 "A conviction or act shall be considered to be substantially related to the qualifications,
4 functions or duties of a registered nurse if to a substantial degree it evidences the present or
5 potential unfitness of a registered nurse to practice in a manner consistent with the public health,
6 safety, or welfare. Such convictions or acts shall include but not be limited to the following:

7

8 "(c) Theft, dishonesty, fraud, or deceit."

9 **COST RECOVERY**

10 8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
11 administrative law judge to direct a licensee found to have committed a violation or violations of
12 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
13 enforcement of the case.

14 **FIRST CAUSE FOR DISCIPLINE**

15 **(Procuring a Certificate or License by Fraud or Misrepresentation)**

16 9. Respondent is subject to disciplinary action under Code section 2761, subdivision (b),
17 in that she submitted a graduation certificate and college transcripts to the Board representing that
18 she had obtained her nursing diploma from Universitas Advent Indonesia, Bandung, Indonesia
19 (School of Nursing). In fact, the graduation certificate and transcripts were fraudulently prepared
20 and Respondent never attended and never obtained a diploma from Universitas Advent Indonesia,
21 Bandung, Indonesia (School of Nursing).

22 **SECOND CAUSE FOR DISCIPLINE**

23 **(Unprofessional Conduct - False Statements)**

24 10. Respondent is subject to disciplinary action under Code section 2761, subdivision (e),
25 in that she represented to the Board that she obtained her nursing diploma from Universitas
26 Advent Indonesia, Bandung, Indonesia (School of Nursing), when in fact, she had not, as further
27 described in paragraph 9, above.

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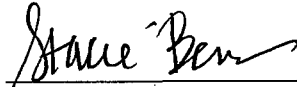
PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board issue a decision:

1. Revoking or suspending Registered Nurse License No. 678798, issued to Ronauli Simatupang;
2. Ordering Ronauli Simatupang to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED:

March 16, 2012

for 
LOUISE R. BAILEY, M.ED., RN
Interim Executive Officer
Board of Registered Nursing
State of California
Complainant